TL 4402

OMCT
OPERATING THE SOS-TORTURE NETWORK

ORGANISATION MONDIALE CONTRE LA TORTURE
WORLD ORGANIZATION AGAINST TORTURE
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Case IDN/TMP 130598

The International Secretariat of OMCT requests yours **URGENT** intervention in the following situation in **Indonesia/ East Timor.**

Brief description of the situation:

The East Timor Human Rights Centre (ETHRC) a member of theOMCT Network has expressed its grave concern for physical and psychological integrity of Ms **Ines Amaral** and Mr **Bernardo Soares** arrested on 25 February 1998.

Ines Amaral and **Bernardo Soares** were arrested on 25 February, together with four other unidentified East Timorese people at a military check point in Viqueque. It was alleged that **Ines Amaral** was carrying ammunition in a sack of rice, intended for members of Falintil (East Timorese Armed Resistance) and that **Bernardo Soares** was her assistant.

According to the information received, they were taken to POLSEK (Police Sector, the sub-district police) in Uatolari while the four unidentified East Timorese people were released due to lack of evidence. Ms **Ines Amaral** and Mr **Bernardo Soares** were later transferred to POLRES (Police Resort, the district police) where **Mr. Soares** is believed to be still in detention, awaiting trial. **Ms. Amaral** was transferred to Aisahe Prison in Baucau where she is allegedly still detained, also awaiting trial.

They have been charged with possession of ammunition under Emergency Law Regulation No. 12/1951 which relates to illegal possession of weapons. Since their detention, their legal representative have only visited them once and they have been denied access to their families.

Given the great number of cases alleging torture and ill-treatment of detainees in military or police custody in Indonesia/East Timor the International Secretariat is gravely concerned for the physical and psychological integrity of. **Ines Amaral** and **Bernardo Soares.** It is feared that if theyare still in detention, they risk further mistreatment

Action requested:

Please write to the authorities of Indonesia urging them to:

i take immediate measures to guarantee the physical and psychological integrity of **Ines Amaral** and **Bernardo Soares**, bring an immediate end to incommunicado detention and ensure the access of their lawyer and family members.

ii. order their immediate release if there are no valid charges against them, and if so bring them immediately before a competent and impartial tribunal and guarantee there procedural rights at all times;

iii. guarantee an impartial and exhaustive enquiry into these incidents, identify those responsible, bring them to trial, and apply the penal, civil, and/or administrative sanctions provided by law;

iv. ensure in all circumstances respect for human rights and fundamental freedoms in accordance with national laws and international standards.

Addresses:

MINISTER OF JUSTICE M. Haji Utoyo Usman S.H., Menteri Kehakiman, JI. H.R. Rasuna Said Kav. 6-7, Kuningan, Jakarta Selatan, Indonesia. Fax : + 62 21 525 3095

MINISTER OF FOREIGN AFFAIRS, Ali Alatas S.H. Menteri Luar Negeri, JI Medan Taman Pejambon No. 6 Jakarta, Imdonesia, Fax +62 21 380 5511/360 517/345 7782/360 541

2. CHIEF OF POLICE FOR EAST TIMOR, Colonel Atok Rismanto, Kapolda Timor Timur, Dili, East Timor INDONESIA, Telegrams: Kapolda, Dili, East Timor

CHIEF OF NATIONAL POLICE Maj. Gen. (Pol.) Banurusman Atmosumitro, Kapolri, Markas Besar Kepolisian RI, JI. Trunojoyo 13, Kebayoran Baru, Jakarta Selatan, Indonesia. Telegrams : National Police Chief, Jakarta, Indonesia

MILITARY COMMANDER REGION IX/UDAYANA(includes East Timor) General.Syahrir MS, Pangdam IX/Udayana, Markas Besar KODAM IX/Udayana, Denpasar, Bali, Indonesia. Telegram : Pangdam IX/Udayana, Denpasar, Bali, Indonesia.

SECRETARY GENERAL, NATIONAL COMMISSION ON HUMAN RIGHTS Prof. Dr. Baharuddin Lopa, Sekretaris Jenderal, Komisi Nasional Hak Azasi Manusia (Komnas HAM), JI Latuharhary No.4B,Menteng Jakarta Pusat, Indonesia

The Indonesian Embassy in your respective country.

Geneva, 13 May 1998

Kindly inform us of any action taken quoting the code of this appeal in your reply.